Supreme Court, U.S.
FILED
081339 APR 4 - 2009
OFFICE OF THE CLERK

127

No.

In The
SUPREME COURT
OF THE UNITED STATES

James Frank Osterbur ,
petitioner
V.
The United States of America &
The State of Illinois
Respondent

On petition for a writ of Certiorari to the United States Court of Appeals for the 7th circuit, Chicago IL

PETITION FOR A WRIT OF CERTIORARI

petitioner files pro se, as a citizen both of IL and this USA

James Frank Osterbur
2191 county road 2500 E
St. Joseph, IL 6187

QUESTION PRESENTED

The first amendment to the US constitution states and gives the following legal right: "....or the right of the people peaceably to assemble and to petition the government for a redress of grievances. "

As there can be NO DOUBT, or legal argument as to the condition of this USA in terms of "grievances" as to how our employees both of state and nation have failed to protect our lives, failed to protect our money, have created numerous threats that could lead to our extinction as a nation, world, or all life on earth. The critical question examined within the various courts of law that have preceded this case are all focused on the vary same issue. WE THE PEOPLE, MUST HAVE THE NECESSARY INFORMATION ABOUT OUR SITUATION IN BOTH STATE AND NATION, that we may truly know what is important for us to address, what is necessary for us to protect for ourselves, and our future, and our children's future. And our world. Because it is clear, the leaders of this nation, OUR EMPLOYEES of government, who are assigned to do, "according to the intent and mandate of this US and state constitution" have failed. They lack clarity, they discard honor, they despise honesty, and they cannot be trusted. Therefore we this nation and this state, MUST have a redress of grievances to protect ourselves from further damage by people who do not know what they are doing/ don't care about what they are doing/ or are so corrupt in what they are doing, that criminal charges must occur.Therefore the question to the court is:WILL YOU HONOR, THE FIRST AMENDMENT: REDRESS OF GRIEVANCES FOR THE PEOPLE OF THIS NATION?

PARTIES TO THE PROCEEDING

Petitioner: James Frank Osterbur
2191 county road 2500 E
ST. Joseph IL, 61873

DATED 4/22/09

Respondent: those authorities that do represent the vested interests of the state of Illinois as their respective leaders. Currently that leader for IL is Governor Patrick Quinn.

Respondent: those authorities that do represent the vested interests of the United States of America according to their job.
The president of the United States: Mr. Barack Obama as head of the executive branch of government
The US attorney general Mr. Eric Holder, as head of legal representation for the congress and legislative bodies.
The US SUPREME COURT JUDGES, as head of the judicial services for this USA.

And initially/ but certainly not last: as the single largest and most immediate threat of the moment, as we know it to be: the national ignition facility, chief scientist: Dr. John Lindl , at Lawrence Livermore Laboratories, Livermore CA.

TABLE OF CONTENTS

PAGE(S)

QUESTION PRESENTED.....i

PARTIES TO THE PROCEEDING....ii

TABLE OF CONTENTS.....iii

section iv

DECISIONS BELOW..... 6-7

REDRESS GRIEVANCES..... .7-25

section v

TABLE OF AUTHORITIES..... 25

CONSTITUTIONAL PROVISIONS.....26-27

JURISDICTION..... .25-26

REASONS FOR GRANTING THE PETITION.

CONSTITUTIONAL PROVISIONS------ 28

STATEMENT OF THE CASE..... ...29

APPELLATE DECISION CONFLICTS---------30-32

APPELLATE DECISION IS WRONG----------32-34

CONCLUSION.....----------.34

Appendix Separate.

IV
DECISIONS BELOW

I. The decision of the appellate court is in denial of the purpose, intent, confines, and merit established FOR THE PEOPLE, with regards to the fist amendment redress of grievances. An amendment for the people, NOT for the discretion of any judge/ NOT by the judgment of any "lawyer rhetoric". Rather it is the law, that every judge must follow. The promise to the people, that they shall indeed own their government as WE THE PEOPLE. Consequently the assumptions of ANY other claim are null and void. The rights of WE THE PEOPLE shall be protected. The decision of the appellate court pleads "he cannot be allowed a constitutional guaranteed right/ by lying about the document presented, me, the law, and their oath to protect the constitution, not the status quo.

II. THE DECISION of the appellate court (appendix) BELOW, IS WRONG in these further respects.

A. THE RIGHTS OF THE PEOPLE cannot be tampered with by a judge / the constitution guarantees a legal redress of grievances: the people's right/ not a judge's discretion.

B. The development of a legal right to petition the government as WE THE PEOPLE, of whom I am the petitioner. IS A LEGAL RIGHT GRANTED TO THE PEOPLE THEMSELVES, not to lawyers/ not to legal jargon or failures or consequences of irrelevant law; wherein only the constitution does in fact rule. **The constitution is thereby judge, as**

to whether this petition is warranted. And the reality is that those parameters set forth in the preamble as to the purposes and practice of our employees who we do grant to call "our government"/ HAVE NOT been met with duty, honor, honesty, responsibility to the people, or legal respect for the people. Our very lives, and our very nation are threatened by the employees who have failed.
C. This foundation of failure by our employees. This understanding and value and contractual declaration by the constitution/ as to WHAT our employees of government are intended to do for WE TH E PEOPLE is then expanded within the forty questions BASED UPON that preamble, and our situation as created by these employees: for questioning them, for defining and investigating the damage they have done, and for setting the values and liberties and honor of this nation aright; as WE THE PEOPLE OF THE UNITED STATES OF AMERICA. THIS IS set forth before the court below.

THESE ARE
1. Based upon law, what is the constitutional mandate of the court? This case called incoherent and frivolous/ deals directly with the health, economy, future, and honor of this nation, AND the protection of its people, even its land and water: according to the US constitution. **It does NOT seek rebellion/ BUT IT DOES DEMAND AN ACCOUNTING TO PROVE WHAT IS REAL, TRUE, AND FUNDAMENTALLY ACCURATESO THAT ALL FRAUD AND**

DELUSION SHALL STOP. Prove it is not so.
2. Based upon law, what is the foundation and merit of aligning frivolous and incoherent against the clear possibilities of mass murder and terrorist actions: WHEN IN FACT, the experiments about to be undergone, CANNOT BE called benign/ NOR can they be stated as known conclusions, for they are experiments. In contrast: When the law of physical action and energy requires a reaction that will be equal; and the stated facts by the experimental staff in question dictate as much energy will be released as a multi-megaton bomb, in a suburb of San Francisco. What then is unclear, about risk/ and protection of the people, nation, and world?

3. **Based upon law and constitutional mandate,** when shall the employees of government stop: **upon what terms exactly, is the risk too high;** and therefrom THIS COURT, must intervene to protect the people and the nation/ so that the gamblers do not destroy us all? SO THAT OUR WORLD, and our nation is in fact protected above those who do play "satan" (the intent to destroy, even a world). What cannot be undone, what is fundamentally a threat or potential threat to life, environment, nature, or ecology: ALL REPRESENT an end to life! Where does the boundary called LIFE FIRST demand this will not be so?
4. Based upon law and constitutional guarantees: exactly when does the legal guarantees of a first amendment redress of grievances become an action of the people/ whereby the employees shall give account for what they have done? IF NOT TODAY,

WHEN THE TRAGEDY OF ERROR, BAD JUDGMENT, AND THREATS THAT EXTEND TO A WORLD, is not enough: then prove the right to interpret differently. Explain this in detail.

5. Based upon law and constitutional guarantees to protect this nation and its people, and its children, and their futures: WHEN is the stealing, the lying, the mutilating, the threats, the foundation of failure, the disease of arrogance so blatant, and the desertion of duty with regard to this nation, its children, or this world: To much? We are threatened on every side, investigation and prosecution of the facts will prove that: WE CAN BE EXTERMINATED by men. When does the court get to make a ***decision/WHEN DO THE PEOPLE GET TO MAKE THIS DECISION:*** that literally subjects this nation to life or death: without even an investigation? When does the judge or group of judges, become an executioner for us all, should they be wrong? The answer is: when they assume, the risk/ and tell the people they have no say, a judge or an official has gone too far. That is not democracy/ it is tyranny, and you have no right. PROVE this is not so.

6. Based upon law and constitutional guarantees: when is due process so pitifully small and insignificant, that liars may use fraud to misdirect the court, and turn away the needs, the life, the future, and the guarantees of a citizen of this United States of America: with frivolous and incoherent stupidity. Grossly misrepresenting justice, and

protecting only the powerful? With such pitiful disgrace as rules, or the outright fraud of judges who proclaim "can't understand/ what a grade school child can". When are lies, such as trillions of dollars added to a debt we cannot already pay: anything but fraud/ theft/ and blatant power over the people? What is your merit, where is your honor, what is honest about FRAUD.

7. Based upon law, when do trivial rules supersede the sanctity and honor of the people: their right to justice, the protection of the people, THE DUTY and responsibility to aid and abet happiness, hope, peace and the honor of this nation and this world? There is no excuse for not understanding these words; judges who pretend to be children are not welcomed. Broken oaths, are fundamentally possessions of the people, and subject to their decision/ not yours.

8. Based upon law: the constitution, article three section 1 states: "The judicial power of the United States shall be vested in one supreme court....." *Prove what you cannot hear as, or under original jurisdiction, anything you choose.* Section two: "the judicial power shall extend to all cases, in law and equity, arising under this constitution, the laws of the United States, ..." *Prove this case is anything, but that/ for it is only that and nothing more.* And again: "To controversies..... between a state, or the citizens thereof, ..." *For I bring to trial the state of IL, for absolute fiscal failure, in bringing this state to bankruptcy, and taking away the financial realities of our lives/ my life, as I am now expected and must endure the consequences of that failure. The*

demand for a complete accounting is absolute/ the reality of fiscal failure is solidified by the state officials, own words. I have a right to know: what these employees of state, and the employees of this nation have done to me, to our nation, and the clear accounting of what is real: NO MORE LIES, the truth. IT IS OUR MONEY/ AND OUR LIVES: NOT YOURS! WE ARE THE OWNERS! Is this not a first amendment redress of grievances case/ is not the first amendment a critical legal right/ guaranteed to the people; by which the judge, the congress, and the president must abide? Prove it is not so.

9. Prove due process is functionally NOT the duty of this court to protect according to the fourteenth amendment: granting immunities from frivolous, incoherent, or dishonorable actions by any judge, any representative of a judge, or in fact any employee of government or state. An amendment demanding: NO UNDUE restrictions shall be applied to the citizen, **JUSTICE, and LAW shall come first.** Prove you have done your duty/ prove those under your direct command as a district and appellate court, have done theirs.

10. Based upon the law: **establish the facts** regarding the rights of a citizen of this United States, when entering a courtroom and demanding justice, fair play, and with sufficient evidence to assert: A first amendment redress of grievances is required of you. **Prove the need for rules, that do not refine justice and protect life and society for the masses.** Prove that words, and

evidence, and rights are not more important than a diploma. **Prove it is not your job:** to serve this nation first, to protect all the people first, to give this people DEMOCRACY as intended by the constitution. And as applied under the direction of WE THE PEOPLE.

11. Based upon the law and the constitution: establish who owns this nation. AND CREATE THEIR AUTHORITY UNDER THE LAW, over the employees of government.

12. Based upon the law, and the constitution: ESTABLISH THE DUTY owed to the owners of this nation by its employees. Explain the facts regarding: WHAT IS FAIR, WHAT IS HONORABLE, & WHAT IS TRUE. Which means NO MORE delusions and grandeur, no more lies or infatuation with pride, no more fantasies about being "a super power"/ and a return to life first.

13. Based upon the law, and the constitution: explain the levels of ownership, and the rights of that owner, and the obligations of that owner to this nation. Explain, "if the employees, servants, or slaves of this nation: have a duty, an obligation, or a right to refuse. Explain as an owner, WHAT IS YOUR DUTY AS WELL. Explain as a temporary citizen/ owner (meaning you too will die)/ WHAT IS YOUR RESPONSIBILITY TO THE FUTURE.

14. Based upon the law, and the constitution: explain the meaning of interpretation (what is your responsibility as a court, to the integrity and

purpose of the document upon which OUR LAW, AND OUR NATION rests), and define the responsibilities of the interpreters, in protecting the sanctity and truth for a nation of people? For you/they are hired employees, and hold no position as god, or ruler, and ARE NOT immune to the law itself. Therefore these are not free, but assigned with duty, and a demand for discipline.

15. Based upon the law, and the constitution: establish the responsibility of the employees to the people, with regard to protecting the equity; "the right of the people to be secure in their persons, houses, papers, and effects..." as interpreted within the fourth amendment. WHERE DOES THE GAMBLING STOP/ WHEN HAS TRUTH BEEN DISOBEYED, and the LIARS taken control? Absolute truth and clarity in the accounting and creation of control by the law; is our right.

16. Based upon the law, and the constitution, according to the seventh amendment, describing "in suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved ..." Or more simply: this case represents MORE than a small amount of money: liars and thieves are in plain sight, and they are many. A case involving the realities of costs burdening an entire state & nation; even affecting this world. A case denied, by perjury within the appellate court, 7th circuit: "they did understand/ and, these words are not incoherent or frivolous". There is no doubt, they understood perfectly.

17. Based upon the law, and the constitution: the thirteenth amendment guarantees "neither slavery nor involuntary servitude.....shall exist within the United States..." Yet the balance of power applied by the numbers generated by our employees of the federal government prove: that the majority are indeed slaves or involuntary servants, because the numbers, the methods, and the actions held by a few people, have made it impossible for the vast majority to know: True freedom or liberty, as money proves to be a barrier and a weapon to deny their own rights, lives, and hopes. Prove this is constitutionally acceptable. Prove: for a few people, to have the lives of so many people "held by ransom, in their numbers"; is not criminal and in contempt for the purposes and desires, called democracy. The foundation intent, for this nation is DEMOCRACY FOR ALL THE PEOPLE. Our Reality then, does not allow slavery, not by any method or means.

18. Prove based upon the law, under the purposes and desire for justice to all the people: what is fair about numbers that can be used against, all/ the vast majority of, the people. What is unfair for the majority, is for a few, to have immense power over them. Prove this is not tyranny. Prove freedom does not have a price/ and that price is honesty in the assertion of power, the means called pride. Or more simply: THERE SHALL BE LIMITS/ so that all may join in prosperity, and not become slaves to the few.

19. Prove based upon the constitution as the foundation of ALL law in this nation: that it, the

constitution, does not have jurisdiction above the courts, legislatures, or president. THAT THE CONSTITUTION IS NOT THE FOUNDATION OF ALL LAW. And If, the constitution does have jurisdiction/ then the preamble to that constitution dictates the direction, the desire, and the purpose of the nation itself. It defines the limits of every law/ and assigns every action or reaction by an employee of government called WE THE PEOPLE: to its purposes and desires for this nation. Therefore our employees are granted knowledge, and they Must, carry themselves and their work, through to this end, to this purpose and abide within this law. Regardless of what " citizen authorities might say".

20. Based upon the law; The constitutional demand to preserve this nation, and protect its people and its children: is fundamental to this nation. THEN, ESTABLISH how the ransacking, rape, destruction of everything necessary for life, the gambling with nature itself by purposely mutilating it, the weapons of mass destruction, and the failures in countless arena's of hope and happiness can exist? Prove the law and the constitution do not demand you shall obey, and choose LIFE FIRST. PROVE the employees of government have not so badly stripped honor, respect, dignity, and duty from this nation, that it no longer bares any resemblance to constitutional intent/ AND THEN EXPLAIN WHY THAT IS SO, as the protectors and defenders of the constitution itself: The us supreme court.

21. Based upon the law, PROVE THAT DEBTS DO

NOT HAVE TO BE PAID/ THAT ACCOUNTING DOES NOT NEED TO BE REAL/ AND THAT WHERE BANKRUPTCY IS EVIDENT AND TRUE: there will not be a remedy within the law. Prove the people must work for lies, liars, and fraud; because if they don't, then they die. Prove truth in the money/ or stop the descent into absolute economic chaos and civil war.

22. Based upon the law: PROVE THAT FRAUD, the intentional presentation of false & misleading information, for the purpose of controlling the decision of others: wherein we the people must rely upon that information/ and base our own decision: FOR OUR FUTURE, OUR CHILDREN, OUR LIVES; therefrom is NOT an injury to the people. We have indeed been injured, because LIARS control the information we receive. PROPAGANDA is everywhere. There can be no trust in government, there can be no trust in financial institutions, there can be no trust in the money supply, there can be no trust in suggestions that to multiply the numbers called money by trillions of dollars is not inflation. There can be no trust in "letting the wealthy grow their numbers by trillions"/ while letting the poor and majority simply have enough to survive, if they can: is anything but slavery. It surely is. There can be no trust in dollars, when the numbers represented by each 1 trillion dollars is equal to 50 million workers, at $20,000.00 dollars each. It is fraud. Change this, or be charged with criminal contempt, intent, theft, and corruption.

23. Based upon the numbers called money, WHEN does theft become apparent and real/ when is fraud too much to endure? When it is said that social security for the masses is indebted by 52 trillion dollars= $1.05 million per worker in unpaid debts. Is that enough to declare fraud? Is that enough to understand theft has occurred and investigate before all the people to determine WHERE DID THIS MONEY GO? Because the people paid/ so where did the money go? Is this not their right to know, who stole their future. PROVE REALITY/ NOT DELUSION or subjected to lies. Prove what is true today/ NO predictions for the future, WHAT IS SIMPLY TRUE IN THIS MOMENT OF TIME. We will decide, who is thief.

24. Based upon the law, establish the penalties for those directly responsible for attacking the people, by adhering to the enemy and subverting the guaranteed rights of the UNITED STATES CONSTITUTION. Are these guaranteed rights, such as is represented by this case: immune from attack by our employees, or not. IS THE RIGHT TO MAKE YOUR OWN DECISION AS A CITIZEN OF THIS USA, in matters that are fundamentally presented, with legitimate evidence, predicting life or death for the nation, the children, or the world: not a guarantee: WE THE PEOPLE need to know/ so that WE THE PEOPLE shall then decide? If not, then who has the right to decide, A RISK: that includes, the fate of every life on this planet? Because fools are risking this very thing/ and because the experiment has not been carried out/ nor

can it be carried out without treason to the people: NO prediction apart from "this is possible" can be made. WE THE PEOPLE DO, HAVE THE RIGHT TO DECIDE FOR OURSELVES/ if this risk is too high. My life/ our lives; Our decision under the law, by investigation of the evidence/ OR JUST PLAIN REFUSAL to accept any such risk at all. Thereby demanding the end of ALL, "big science" forever.

25. Based upon the law, WHO HAS THE RIGHT to mutilate nature itself? Who has the right to gamble with every food we eat? Who has the right to ransack and remove every resource? Who has the right to waste the water, or use it unwisely? Who has the right to threaten a world, or even a single child without protection from the law? Answer the question. IS IT NOT YOUR JOB, AS THE US SUPREME COURT TO PROTECT THE PEOPLE, INCLUDING THE FUTURE? Prove what is required of you.

26. Based upon the law: ESTABLISH the parameters through investigation, that determine criminal corruption in government. The list, of what you an employee of the people SHALL NOT DO/ and the punishment that WILL be applied if you fail to abide in that demand.
And then create the foundation upon which WE THE PEOPLE, shall NOT pay any more tax, until this corruption is ended, the criminal is brought to justice/ or the nation is returned to life first, and not the fraud of money.

27. Based upon the law: establish the penalty for those who have taken the property and equity of WE THE PEOPLE, and spent it carelessly and without any sense of truth, or duty, or responsibility, or honor, or honesty, ETC. Creating for the people instead: the beginning of a terrible crisis of economy/ a tragedy for this world. Explain how fantasy, delusion, and just plain lies and stealing SHALL HAVE A COST. As it is done to the majority, when they do the same. PROVE there is no immunity in government, for employees engaged in criminal pursuit/ or simple fantasy, from which true and real injury to the people does occur.

28. Based upon the law, and its interpretation of justice: DEFINE the meaning of WE THE PEOPLE. Explain our authority over government, and examine OUR RIGHT to control change within that government by and within, constitutional intent.

29. Based upon the law: PROVE, you the US supreme court have not in fact, given this nation over to fraud and manipulation by allowing all media to be controlled by a tiny few people. Taking the voice of the people from them, and contributing to the destruction of Democracy, and this nation called the United States of America.

30. Based upon law and equity: PROVE the employees of this USA have not counterfeited money, by fraudulent representation of the facts. Article 1 of the constitution allows for the power to borrow money on the credit of the USA/ but it does

not give power over to anyone to RUIN THE CREDIT, or HONOR OF THIS USA. Prove it is not so. Prove the continuation of lies, the fraud of numbers, the theft of inflation whether admitted to or not, the disruption of money by ruining its value for the people, the failure to regulate and protect the foundations and general welfare of the people of this nation/ or this state, is in any way "constitutional". Prove the employees of every branch of government both state and nation, HAVE NOT FAILED. ARE NOT FAILING. And will not destroy the foundations upon which this nation depends. Their methods have proven otherwise/ with clarity, certainty, and absolute disregard for truth. WANT, is NOT ENOUGH. Fantasy and delusion are merely descriptions for fraud, failure, corruption; and describe only LIARS. It is not "government"/ it is "organized crime".

31. Based upon law and equity: PROVE, if this nation must go to war/ that we shall all not go to war in every sense with these soldiers, by draft, by constriction of business and industry for the purposes of war, and by the taxation necessary to wage war: AS THE PEOPLE THEMSELVES DECIDE BY VOTE. It is our lives/ therefore it is our decision to go to war, or not. NO MORE GOVERNMENT: **It is OUR RESPONSIBILITY TO DECIDE**, IT IS OUR DUTY, to provide true and real support, where war is concerned: until those soldiers come home, or treaties are signed to relieve the danger. And find their "common lives" back.

32. Based upon constitutional intent for a true democracy as WE THE PEOPLE: PROVE it is not time and truth, that we as a nation do not have the power to communicate directly with the people, be informed as an educated populace, and make the decisions that we choose to make: for governing ourselves. Prove voting for me, for the laws and important decisions as is necessary and real/ INSTEAD of voting for someone to vote for me, is not DEMOCRACY AS WE THE PEOPLE, in more perfect truth. Prove the constitution does not allow "for forming a more perfect union".

33. Based upon the critical realities of life as a nation, PROVE there should not be limits to immigration: DEMANDING of those who desire to live here, that after a period of NOT MORE than 7 years, "good behavior: a case in point the James F. Osterbur Versus Alit Selimi trial; found in case abstract www.trialforlife.info "/ they shall have indeed accepted the duties and applied, and become citizens of this USA. Or shall be considered potential enemies, as they have no allegiance with this nation/ **and shall be deported. Either you will walk with us, or somewhere else.**

34. Based upon critical facts and foundations upon which our very survival depends: PROVE WE SHALL SURVIVE the future these complete failures, "called leaders/ called university graduates" have caused for us to be threatened with; as clearly outlined in www.justtalking.info . It is not an idol threat, to face starvation, because there is no

fertilizer (we know it will end, with a population currently growing at 2 million people over deaths, per week) / no water for irrigation or drinking (at one inch of aquifer regeneration per 50 inches of rainfall, WE KNOW, these will end) , or a dead ocean (WE KNOW, how much sea life is sold), or a world devastated by pollution (WE KNOW, how many trillions of gallons are "dispensed into this world"), weapons of mass destruction (leave no room for doubt/ terrorists, hate, pride, and a thirst for power will prove they are coming quickly) , pandemic's caused by COMPLETELY IRRESPONSIBLE use of antibiotics in animal feed (WE KNOW, this is altering the balance of microscopic species, and mutilating them against us)/ genetic mutilation (even a worm should know better, damned fools)/ blind damnation as has " big science" become to this world (playing with bringing heat, vacuums, and energies beyond what is found in the common universe here to earth; just how brain dead do you have to be/ how utterly arrogant and filled with the cancer called pride to fail to understand such stupidity is being dead: WAKE UP); and more. HOW IS THREATENING AN ENTIRE WORLD/ THIS ENTIRE NATION CONSTITUTIONAL: Explain it, this is our lives & our future. NOT your damned toy.

35. Based upon critical facts and foundations of knowledge: WE KNOW, how much oxygen it takes to burn fuels in fire. WE KNOW, how much fuel is sold/ therefore we know how much fire, and as a consequence how much oxygen by volume must be

dedicated to these fires. Use math, and learn that consumption exceeds the ability of plants on this earth to replace that oxygen (even before a single living creation, takes a breath). WE KNOW, by the experiments done in the desert, "for space exploration"; That the oxygen needed to be produced will fail. PROVE, it is not "governments job" to intervene in this catastrophe.

36. Based upon critical facts and absolute truth with regard to known realities: PROVE the religious education called evolution/ should not only be "evacuated or destroyed from all governmental and education institutions". PROVE YOUR FACTS, or fail and be dissolved forever. PROVE, what the body does not need immediately, or it will die. Prove this religion of the damned, has any place among the living.

37. Based upon JUSTICE AND FAIR PLAY is not being dissolved in a courtroom. Prove the tyranny of a courtroom wherein words and rules are used as weapons: whose objective is to steal, pillage, rape, and destroy the trust of the American people in their NEED FOR LAW; by becoming a place only of money. Life is not defined by money/ it is created by truth, established in society by honor/ developed through the disciplines that are duty and responsibility. It is not for the greedy to be held high, "as winners". NOT FOR lawyers, corporations, and others that manipulate the law, bribe the lawmakers, and are nothing more than treasonous enemies to the harmony and peace

intended by fair play. OUR foundation demand upon the employees of this government called WE THE PEOPLE; Is justice. Prove this is not so.

38. BASED UPON REALITY: prove there shall not be change/ from one end of governmental influence, to the other: until such time exists, that this UNITED STATES OF AMERICA again stands for honor, respect, and TRUTH. Prove every employee shall not comply with the demands of a courtroom to create a full and complete understanding of what is real and true, in this United States of America. There shall be NO "fifth amendment" with regard to an employee of the people/ THEY SHALL ANSWER WITH ALL HONESTY AND INTENT FOR TRUTH.

39. Based upon fair play, honorable action, honest and valid truth, duty and responsibility: define and explain WHY the bad decisions of the wealthy, are my responsibility. Define and explain, WHY I/ WE MUST PAY OUR DEBTS/ AND THESE OTHERS, who have had "every resource available to them, for free, have had access to all necessary information, and chose ONLY TO BE GREEDY AND CONSUME US:" NEED NOT PAY THEIRS. Take back the money/ and produce penalties and payments from them.

40. BASED UPON TRUTH: the foundation laid by "institutions too big to fail"/ HAS PROVEN TO BE A CATASTROPHE FOR THE NATION. Thereby, none of these shall ever exist in this nation again. Prove no law should be enacted: to establish the

same. Thereby demand of the executive and legislative branches: that they will produce this law/ whereby NO ENTITY shall ever take control over this people again. There shall be limits/ and these shall be protected by constitutional amendment. Every state and territory shall abide/ and NO entity shall do business here, that does not comply; including foreign or off shore concerns. We will have protection for the people, with truth in what can harm us; and reality in what will protect us as life.

V.

TABLE OF AUTHORITIES

This foundation law of the Constitution labeled as the first amendment to the document NEEDS NO other authority. **THE CONSTITUTION IS LITERALLY THE LAW OF THIS LAND/ AND THERE IS NO OTHER, SUPERIOR TO IT.** Any other construction or interpretation is either irrelevant, or criminal by its intent/ even treasonous.

CONSTITUTIONAL PROVISIONS

The foundation demand for actions and reactions by our government employees in the purpose of guiding and protecting our lives, and this nation: AS IS DECLARED WITHIN THE PREAMBLE OF THE US CONSTITUTION: ***We the people of the***

United States, in order to form a more perfect union, establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves, and our posterity, do ordain and establish this constitution for the United States of America.

This article 3 of the constitution whereby the judicial services and responsibilities are proclaimed : section 1, the judicial power of the United States shall be vested in one supreme court.... And shall hold their offices during good behavior.... Establishes the law, that there is NO restriction upon the court/ NOT to hear any case under original jurisdiction that they choose to hear; except as identified in section 2. 1 "The judicial power shall extend to all cases in law and equity, arising under this constitution.....to controversies in which the United States shall be a party;....and between a state, or the citizens thereof...

Because the concept of redress of grievances came after the constitution itself, as an amendment it lacks the absolute clarity of original jurisdiction/ but there can be no doubt, that the purpose of the court is to support and defend WE THE PEOPLE, under that redress of grievances: according to what is necessary, and within the intent of the people called this United States of America. ARTICLE 3, is thereby amended by the purposes and intent of the first amendment itself/ to protect the people, and defend this nation.

DECISIONS BELOW

The decision of the US court of appeals for the 7th circuit was entered : DISMISSED on February 4, 2009 . On March 30, 2009 this court issued a mandate to remove and destroy the record , and evidence of appeal, after 10 days. Those documents appear in the appendix

JURISDICTION

The appellate court for the 7th circuit argues lack of subject matter jurisdiction. This petitioner agrees: THEY SHALL NOT/ ARE NOT Authorized to hear a first of its kind, first amendment REDRESS OF GRIEVANCES as petitioned for me, & for the people, by me. These are matters which can be dealt with only at the very highest level of judicial competency and authority. That means a first amendment redress of grievances can only be heard under original jurisdiction by the US SUPREME COURT. The appellate court agrees, it cannot hear this case. That leaves DUE PROCESS at the doorstep of those employees called the judges, of this US supreme court.

CONSTITUTIONAL PROVISIONS

Are extended to the words and truths as are defined and declared the "people right" under the BILL OF RIGHTS, as are known to be pivotal in the creation of this nation itself. Thereby they are indeed companion documents of this US constitution.

Particularly section 2. "That all power is vested in, and consequently derived from, the people; that magistrates are their trustees and servants, and at all time amenable to them.
And section 3; that government is, or ought to be, instituted for the common benefit, protection, and security of the people, nation, or community; of all the various modes and forms of government, that is best which is capable of producing the greatest degree of happiness and safety, and is most effectually secured against the danger of mal-administration; and that, when any government shall be found inadequate or contrary to these purposes, a majority of the community hath an indubitable, inalienable, and infeasible right to reform, alter, or abolish it, in such manner as shall be judged most conducive to the public weal.
And section 4. That no man, or set of men, are entitled to exclusive or separate emoluments or privileges from the community...
And section 15. That no free government, or the blessings of liberty, can be preserved to any people, but by a firm adherence to justice, moderation, temperance, frugality, and virtue, and by frequent recurrence to fundamental principles.

Are extended to the words and truths as are defined and declared the "people's truth;" under the Declaration of Independence; as is known to be pivotal in the creation of this nation itself. Thereby they are indeed companion documents of this US constitution. Particularly"....we hold these truths to

be self-evident, that all men are created equal; that they are endowed by their Creator with certain inalienable rights; that among these are life, liberty, and the pursuit of happiness. That, to secure these rights, governments are instituted among men, deriving their just powers from the consent of the governed; that wherever any form of government becomes destructive of these ends, it is the right of the people to alter or abolish it, and to institute a new government, laying its foundations on such principles, and organizing its powers in such form, as to them shall seem most likely to effect their safety and happiness. ...."

STATEMENT OF THE CASE

This petition seeks review of the extraordinary need, for redirection and stabilization of this nation. The foundations set up by the founding citizens of this nation are clear. That we the people are OWNERS OF THIS NATION and this STATE OF ILLINOIS. That as OWNERS OF THIS NATION and THIS STATE OF IL, it is our right to assess and investigate, and examine, and decide what has gone wrong with our nation.
It is our right as OWNERS OF THIS NATION and THIS STATE OF IL, to investigate, examine, identify, and decide the truth of what our employees have done to us AND SEEK appropriate and real opportunities for change/ including but not limited to: the removal or punishment of any and all

employees involved in corruption or criminal acts. It is our right as OWNERS OF THIS NATION and THIS STATE OF IL; to a redress of grievances for this very purpose. Creating through the courtroom: an opportunity to hear and collect the truth, that we may indeed decide as a people, by our own educated vote.

THE DECISION OF THE APPELLATE COURT FOR THE 7TH CIRCUIT; DIRECTLY CONFLICTS WITH THE FOUNDATION AND LAWS OF THIS LAND/ THIS CONSTITUTION FOR THE UNITED STATES OF AMERICA.

The decision of the appellate court lacks respect for the law/ is devoid of respect for the first amendment/ is evidence of a disease within the courtroom of America (under the control of the US supreme court), that is in denial of the first amendment redress of grievances; A LEGAL RIGHT PROVIDED TO THE PEOPLE OF THIS USA.

The appellate court denies strictly on the appellants brief and record: demanding this is "completely incoherent and contains no discernable claims.... The district court found that the case was frivolous and insubstantial and therefore dismissed it for lack of subject matter jurisdiction. Quoting law (federal courts lack jurisdiction over claims that are so insubstantial as to be devoid of merit) And arising as liars and traitors to the reality of constitutional demands applied to the court system of America. The appellate court "seems to claim"/ that there is no discernable relationship to the collection of taxes,

and the expectation or contractual intent of the constitution that these taxes should be used as the constitution had intended. Basic contractual law disagrees.

The appellate court argues " a litigant in this court must supply an argument consisting of more than a generalized assertion of error, with citations to supporting authority". They thereby discard the first amendment of the constitution as "null and void" creating for themselves a delusion of superiority to the law.

The appellate court claims " although we construe pro se filings liberally, even litigants proceeding without the benefit of counsel must articulate some reason for disturbing the district courts judgment". Thereby proving through the evidence and facts of this case, that there is NO RESPECT FOR THE CITIZEN, and NO RESPECT FOR THE OWNERSHIP CALLED "WE THE PEOPLE". For there is indeed argument based upon the promises made to the people, by these very employees, all employees: for they are not "kings or queens, or in any way superior to the law. The law is established to protect the people, and that means all the people. ANY JUDGE, who declares themselves so incompetent as that they cannot understand what the vast majority of the people of this nation CAN UNDERSTAND/ says of him or herself: I MUST BE FIRED.

The appellate court suggests that I do not challenge the district courts reasoning for calling the demand for a first amendment redress of grievances "frivolous and insubstantial" even though the failure

on all counts as is reported daily through media/ the threats as are constant and real against our lives ARE KNOWN to any and every educated person as substantial. Argument is unnecessary, where such fantasy and delusion exist. Where a judge cannot raise him or herself out of kindergarten/ or is in contempt of the constitution of this United States itself. Because reality states: this is no game! Because truth states: playing with criminals or spoiled little children, "is unnecessary". Dismissed for lack of merit.

THE DECISION OF THE APPELLATE COURT IS WRONG

A. THE CONSTITUTION guarantees this people, and me; the right to a redress of grievances. THE ACCOUNTING and THE COURTROOM: NECESSARY TO UNDERSTAND, what our employees have done to us. AND TO FIND TRUTH, through investigation, examination, identification, and decision as the people choose for themselves.

B. THE EVIDENCE DECIDES, if a petition to grant redress of grievances and identify all the participants/ threats/ thefts/ lies/ and failures of our employees is necessary. THE COURT, BY CONSTITUTIONAL LAW, is required to comply. **That evidence is INSURMOUNTABLE.**

C. THE EXAMINATION OF ALL THAT HAS, CAN, SHALL, OR MIGHT AFFECT OUR LIVES, OUR

FUTURE, OR OUR PLANET cannot be denied. **WE ARE THE OWNERS OF THIS NATION/ not our employees.**

NO LAW or RULE, EXISTS IN CONTRADICTION TO THE DEMANDS OF OUR FIRST AMENDMENT RIGHTS. Only the examination of evidence to determine if the constitutional mandate FOR THE PROTECTION AND SAFETY AND FREEDOMS OF THE PEOPLE CAN DECIDE, this right to trial of our employees, BY WE THE PEOPLE.

THE LAW DECIDES/ NOT THE JUDGE. The law walks with me. THE "FACTS OF FAILURE" by our employees are insurmountable.

UNDER ANY VIEW OF CONSTITUTIONAL LAW, THE FOUNDATION OF THIS NATION: THERE IS NO ALLOWANCE FOR THE JUDGE TO DECLARE THEMSELVES AS SUPERIOR TO THE LAW. NO AUTHORITY, beyond what the constitution allows. The duty of interpretation is not a right/ it is a demand to adhere to the true intent, purpose, and desire as described within the document itself. IF that duty is not "substantially upheld"/ THEN the oath of office sworn to, "as my truth, my work, my job" is sacrificed to treason and

its purposes, by the judge.

CONCLUSION

GRANT THIS PETITION FOR FIRST AMENDMENT RIGHTS GUARANTEED TO WE THE PEOPLE!

UNDERSTAND, THE LAW and THIS NATION: BELONGS TO THE PEOPLE, NOT the court, NOT the executive power, NOT the legislative power, NOT the military, NOT the university or its lawyers. BUT TO TH E PEOPLE.

Supreme Court, U.S.
FILED
081339 APR 4 - 2009
OFFICE OF THE CLERK

No.

In The
SUPREME COURT
OF THE UNITED STATES

James Frank Osterbur,
Petitioner
V.
The United States of America &
The State of Illinois
Respondent

On petition for a writ of Certiorari to the United States Court of Appeals for the 7th circuit, Chicago IL

PETITION FOR A WRIT OF CERTIORARI

Petitioner files pro se, as a citizen both of IL and this USA

James Frank Osterbur
2191 county road 2500 E
St. Joseph, IL 6187

APPENDIX

Appendix

Appellate court 7th circuit, decided 2,4,09
Case #08-3954——— page 4
Case review———page 5-6
order of the court———page 6-7
Relevant background and understanding 7-9
Excerpts from IL state supreme court filing/ refused. *Established and accounted in text by paragraph markings {¶}*

PARAGRAPH **PAGE**

4——definitions requiring intervention 9
5———the mandate of IL constitution 10
6———the demands of the IL court 12
7———the redress asked for 13
8-the courts job, applied by 4th amendment 14
9———summary review 15
10———money matters 16

Excerpts from central district of IL, fed court, Urbana IL 08-2262

11——the test before the us district court 16
12———critical undeniable threats 19
13———a legitimate right of the people 20

Excerpts from federal appeals for the 7th circuit, Chicago, IL case 08-3954

14———we are owed case 08-3954 21
15———review of reality 22
16———a demand of duty 23
17———the law rules, we own 24
18———brief, not frivolous/ understood 24
19———analysis 27
20———a short summary 28
21———conclusion 29-31

IN THE UNITED STATES
COURT OF APPEALS
FOR THE SEVENTH CIRCUIT

JAMES FRANK OSTERBUR, APPELLANT,
V.
UNITED STATES OF AMERICA, STATE OF ILLINOIS, ET AL., APPELLEES.

[/Cite as
James Frank Osterbur. V. United States of America, State of Illinois, et al
Case No: 08-3954

(No. 08-3954 – submitted
Decided February 4, 2009.)
Appeal from the district court for the central district of IL located in Urbana IL
case no. 08-cv-2262

JUDGES OF THE APPELLATE COURT:
JOHN L. COFFEY
JOEL M. FLAUM
DANIEL A. MANION

JUDGE OF THE DISTRICT COURT
Michael P. McCuskey

{¶ 1} **ORDER**

The appeal is DISMISSED, with costs, in accordance with the decision of this court entered on this date

{¶ 2} AS ESTABLISHED by the argument of each judge involved and added for clarity directly below in "order" there is absolutely NO MENTION of the legal foundation created within the first amendment pleading as presented by the appellant/ plaintiff. AS IS consistent with the lower state court of Champaign county IL and the state supreme court of IL : wherein a foundation is laid, in the simple request for accountability in government: THERE IS NO COMPLIANCE , with this law. That law is the first amendment legal redress of grievances for the people. NO RESPECT FOR THE LAW, THE CONSTITUTION, OR THE PEOPLE. NO ARGUMENT, NO LAW, ABANDONED by the court, WITHOUT A RIGHT, and without due process. Because a courtroom does not comply with due process unless, LEGITMATE LAW is used. Rather the evidence is: collusion, conspiracy, graft, deceit, and the intent called treason "selling the nation, our freedom and liberty & our lives, by personal decisions: to enemies (fools and idiots, liars and thieves), and protecting them from harm".

Neither the law nor the constitution is governed by a rule of the court. The court is ruled by the law, and the constitution. All lower

courtrooms of this USA fails this test. Therefore these excerpts from trial or the attempt to appeal at the IL state supreme court are provided to examine: the words and definitions of the court as are highlighted by bold italics, in this order.

ORDER

{¶ 3 }

James Osterbur filed a complaint in the district *court naming as defendants the United States of* America, the state of IL, the governor of Il, the president of the USA, and the supreme court of the United States. Osterbur's 29 page complaint is

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*the defendants were not served with process in district court and are not participating in this appeal. After examining the appellants brief and the record, we have concluded that an oral argument is unnecessary. Thus, the appeal is submitted on the appellants brief and the record. See FED R. APP P.34 (a) (2).

completely incoherent and contains ***no discernable claims,*** though Osterbur appears to call for a "***tax revolt***". The district court found that the case was ***frivolous*** and ***insubstantial*** and therefore dismissed it for lack of subject matter jurisdiction. See Gammon v. GC Servs. Ltd. P'ship, 27 F.3d 1254, 1256 (7th cir. 1994) (federal courts lack jurisdiction over claims that are ***so insubstantial*** as to be ***devoid of merit***).

Osterbur's appellate brief is more of the same. A litigant in this court must "supply an argument consisting of more than a generalized assertion of error, with citations to supporting authority". FED. R. APP. P. 28 (a)(9)(A); see also Haxhiu v. Mukasey, 519 F. 3d 685, 691 (7th cir. 2008). and although we construe pro se filings liberally, even litigants proceeding without the benefit of counsel must articulate some reason for disturbing the district court's judgment. See Anderson v. Hardman, 241 F. 3d 544, 545 (7th Cir. 2001). Osterbur does not challenge the district courts reasoning. In fact, it is ***impossible to discern any argument at all.***

DISMISSED.

RELEVANT BACKGROUND:

The evidence will show

The reality called justice, and guaranteed rights as applied by the constitution; are proven irrelevant to the court. The common man does not use the words of a lawyer/ HE USES THE REALITY OF HIS LIFE. His words, then conceive of justice, based upon facts and evidence, not rules or procedure. In the land of WE THE PEOPLE, he owns that right/ it is the court who must bend, and hear the pleading for fair play.

Establishing cause for redress does not concern the courtroom of this USA and state of IL. Only the rule and procedure; the bigotry and prejudice of protecting the realm of a lawyer/ the powerful & proud, their only

goal. Throughout the courtrooms visited, the conspiracy is to this redress from the people.

Contrary to the constitutional mandate of WE THE PEOPLE. THE COURT contends "it is god"/ there is no justice for the people. A lawyer is not justice. JUSTICE is the foundation upon which peace, harmony, truth, life, duty, honor, responsibilities, and happiness are formed. The court fails and asserts, even though the nation is in crisis due to its employees; nothing is important, but sustaining the status quo.

The assertion "no argument" assumes, I would play the same game as the court. Had they legitimately answered with law regarding redress/ further argument would have been made. The court argues nothing, based upon the foundation in law that was laid under the first amendment. It is the court/ not me that failed to argue law or fact. It is the court, in prejudice and defiance of the constitution first amendment: that presents fraud.

I do not play the game/ EVERY appeal before any court seeks to review and examine truth, and apply the law by investigation of what cannot be denied as serious and necessary. It is the job of the court to apply justice, to society. When it is the employees of the people who are most

at fault/ then the court, through redress, IS LITERALLY our only option other than rebellion. Is that not reason enough?

{¶ 4} for brevity, ONLY one federal trial, one appellate trial, and its brief/ and one attempted filing in the IL supreme court, are used. They are sufficient, based upon the argument of the district and appellate courts, as identified by highlights in the order above.

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dated august15, 2008 in the State of IL supreme court/ demand for appeal of county court case 06 MR 726. For redress, state of IL filed September 5,2008 returned September 24,2008 "it cannot be determined under what rules of the supreme court or what relief you are seeking"

It is possible, having received an opportunity requiring honor from you/ that your failure & damage done previously to the American nation, in letting them fall into disgrace economically/ ETC; could be re-evaluated by the court, and the people protected/ instead of your ass, however unlikely. This case is to be fundamentally assigned to its appropriate place, as an opportunity to help the nation, by taking the lies apart in court. **And deciding as a nation what would now be best for us all.** But that does require courage, discipline, respect for the nation

and the law. This is your last chance to do better, for life in these UNITED STATES, not because I say so. Because Economic collapse is inevitable and very near/ ETC; either you will face that fact, and establish a future that will negotiate all sides, mediate all concerns, and fundamentally admit to failure: ***therefore we must change***. Or terrible things will come, an entire nation of people who lie to themselves and make believe it's the governments fault/ it's the banks fault/ it's the stock markets' fault/ it's the immigrants fault/ etc: **WILL seek revenge.** And every death is on your head, chained to your souls. After all, the public will lose everything they expected: do you not understand hate will arise? It is far better, to admit we must start over/ to admit the nation is addicted to greed, and must now stop or die: than it is to give weapons and cause to the hopeless/ and those abandoned to the street, indicted to poverty, to starvation and rape, by your greed and failures. You will lose control very quickly/ and it will be very unlikely to return. Freedom is not free, it requires JUSTICE, FAIR PLAY, AND EQUALITY. Freedom lives on happiness, and dines on hope; fail them, and you lose everything as well. Lies all have realities that were not dealt with; But, Truth will not be denied beyond the moment when it shall indeed, have its say, and consequences rule your lives.

{ ¶ 5 }The Illinois constitution says: We, the people of the State of Illinois grateful to Almighty God for the civil, political and religious liberty

which He has permitted us to enjoy and seeking His blessing upon our endeavors *in order to provide for the health, safety and welfare of the people; maintain a representative and orderly government; eliminate poverty and inequality; assure legal, social and economic justice; provide opportunity for the fullest development of the individual; insure domestic tranquility; provide for the common defense; and secure the blessings of liberty to ourselves and our posterity do ordain and establish this Constitution for the State of Illinois.*

Sec. 6. *The people shall have the right to be secure in their persons, houses, papers and other possessions against unreasonable searches, seizures, invasions of privacy or intercept.....* **News and documentation and reality all suggest bankruptcy is our reality. That means in no uncertain terms: this state government, and previous administrations and employees, have: stolen our securities, and invaded our houses, and changed our lives without so much as an I'm sorry. Prove it is not so.**

Sec. 12. *Every person shall find a certain remedy in the laws for all injuries and wrongs which he receives to his person, privacy, property or reputation. He shall obtain justice by law, freely, completely, and promptly.*

IS THIS NOT FANTASY, AND DELUSION, as demonstrated by the court and government

employees of this state?
Sec. 23. *A frequent recurrence to the fundamental principles of civil government is necessary to preserve the blessings of liberty. These blessings cannot endure unless the people recognize their corresponding individual obligations and responsibilities.*

Civil government is; rule by WE THE PEOPLE! TO PRESERVE the blessings of liberty, we the people MUST be informed with the truth, and all pertinent information in clear and legitimate understanding that all or nearly all people can define and explain for themselves: such is the way this information shall be presented, for the people themselves. It is then a duty of the people, to intervene and set aright, what failures and fools have torn down/ that the state and union may survive. And they MUST have the truth to do that very thing for their own survival.

{¶ 6} I/We demand COMPLETE, REAL, EASY TO UNDERSTAND information, and truth/ as it is our right to learn and decide, about all the things which threaten us/ or are claims against us, as the owners of this state: DO YOU DENY THIS IS TRUE? Let it be clear and true and simple to hear: YOU SHALL NOT, present information in an attempt to Awear down, the public. Instead you will honor the public and present summary

declarations/ with all materials depicting those explanations available on-line, as public access to the world. For free/ no registration, simple and plain/ honest and honorable so that all can understand. Anything less is fraud.

{ ¶ 7 } ***Redress is NOT ABOUT the minimal interests of groups, or individuals (these are political interests). REDRESS, IS ABOUT what matters to us all in this state, and in this nation.*** **And we stare at bankruptcy and know it is true/ WE ARE surrounded by threats that can destroy our lives, and know it is true/ and a future so bleak for the children that it means death to them without change. REDRESS BY THE FIRST AMENDMENT OF THE CONSTITUTION IS THE RULE OF WE THE PEOPLE! And it is treason, to withhold the law and rights of the people from them. It is fraud, a criminal conspiracy, and a felony act or treason; to take away their first amendment rights/ with frivolous and irrelevant rules of the court.** ***The law brings this trial/ the judge acts only as a criminal when they disobey the law!*** **What has greater value in a nation or state, than these? The protection of the people, *is this purpose*: how dare you stand in the way, or not recognize the truth.**

Neither constitution, NOT state or federal, demands a law degree/ only a valid and real

claim to the need for justice. The fundamental assertion of a duty that is imposed upon this citizen, where the evidence exists in plain view: IS CLEAR. The court, by law SHALL THEN GATHER in association with the plaintiff, TO support the need for investigation, and examination of that evidence . OR PROVE, with written statements, that this evidence does not gamble with our lives, our nation, our future, our state, or our world! ***Where the evidence of the day shows corruption: in EVERY FOUNDATION that supports life on earth: AS DOES exist to such an extent, that even the state or nation can be affected by these results. There is no excuse***

{ ¶ 8 } THIS REALITY DOES DEMAND: we go directly to a REDRESS OF GRIEVANCES as provided by the first amendment.

Because the demand placed upon the court and government official is: YOU WILL PROTECT THE PEOPLE, no right to gamble with their lives exists! Each of these guarantees are founded in article 4 of the amendments, and established by the preamble to the US constitution. Used because, both state and nation must abide: that guarantee states: *the right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated....* The first amendment demand for redress of grievances is that primary foundation in law/ that defends the

security of WE THE PEOPLE. Where reality proves the employees of government have failed, or are failing/ there is no choice. THIS LAW, is the meaning and the measure of accountability for the people/ described to be used against their employees. Where critical truth is applied as law, the only interpretation allowed is the dictionary or social meaning of the words themselves; the intent is clear/ and there are limits to any dictionary meaning.

Within the terms of the original filing here at the IL supreme court, and the previous court case described in that filing in Champaign County Courthouse case 06 MR 726; *for accountability in state government:*

{ ¶ 9 } So we begin our SUMMARY review: with what is demanded from this court.
1. There will be an open door to knowledge and understanding OF FACTS AND EVIDENCE THAT DEFY OR THREATEN: OUR LIFE, WORLD, PEACE, AND HARMONY, IN ANY WAY! Thereby defining and describing; the various THREATS that suggest are OUR future is either already consumed, or being killed, or maimed as we speak. Such as the state of the money in its entirety, by debts created against us/ the claims against us as taxpayers for the future, in their entirety/ the possibilities of failure in nature, water, energy, or any other form as may be in waiting to attack us. SIMPLY,

NO MORE HIDING/ no more games/ no more fantasy/ no more delusion/ etc!

{ ¶ 10 } **Money affects us all, because this is our time (time is,** *the only life we get/ money is: our labor, the effort we put forth to survive and thrive/ and the resources we must have to live and work. This is money when we choose: and debt, when we are forced to work. And it has nothing to do with the numbers called money today,* ***that is your game.*** *It is not life.*

MONEY DECIDES who must do the work, and who must surrender the numbers or claims or debts: because of unfair practice, equality demanded, or justice for all!)

Debts affect us all/ water affects us all/ pollution affects us all/ nature alive or dead, affects us all/ weapons of mass destruction kill this world; and affects us all/ and so forth.

THE COURT will exercise control over the diligent and complete accounting of these matters; and be the purveyors of penalties/ but shall also be held within the arena of punishment. Because the law recognizes no one as above. Do your job, or be punished with the rest. Create for us, the opportunity to decide by truth, IF THERE WILL BE CHANGE. For this state, or this nation.

{ ¶ 11 } DATED October 28, 2008

IN THE US DISTRICT COURT
Central district for the state of IL 201 S Vine St. Urbana IL 61801
case 08-cv-2262 judgment entered October 29,2009

RE: (1) In the light of a refusal by the court system of this United States, and this state of IL; to honor their jobs, and accept the duties and call of law to protect the people, and do the work necessary to honor our nation and state. The demand HAS BECOME, There must be a tax revolt: held up to a test within this court. That test is: **As with every other job in this nation, state, or world/ IF YOU REFUSE to do your work, in this case accept the authority of constitutional law, the job you were hired to do: or do it so badly as to be criminal by the outcome of your actions: *then you shall NOT be paid.* That test is: DOES CONSTITUTIONAL LAW DECIDE, or some pitiful excuse of an employee get to steal. A decision applied to all employees, by the government of WE THE PEOPLE.** Whether an employee of state of federal government: industry, medicine, or just plain person to person: the demand is FAIR PLAY, EQUITY, CONSTITUTIONAL GUARANTEES, AND JUSTICE. Or no pay/ a criminal matter of fraud instead, a consequence of liar/ cheater/ thief; and potentially traitor.

Instead of honor and duty/ responsibility accepted

and respect for this people, or this world, or even life: are these failures not; contempt, or even treason/ traitors/ and employees who believe they can play king or queen/ master/ and puppeteer, over and with our lives.

A) **Therefore a legal battle to decide WHO IS OWNER of this USA**: WE THE PEOPLE/ or failed employees exists. The demand is that constitutional law shall decide/ it is the authority of the people over their employees.

B) **A legal battle to decide: what the court owes the people through constitutional law and the preamble** that forms the intent of where life and nation should be taking us. Whereas the proof of leadership and oversight of the courtroom of the United States of America/ and its state of IL: is declared in violation of these precepts, laws, and justice, for the people.

C) **A legal battle to establish the future,** to stop the death march that will destroy these children (look around you), and to refuse slavery as has been established through deceit/ disrespect/ and the lies hidden away from view. MORE SIMPLY, you WILL provide an absolute transparency and view of what the employees who rule OUR NATION, **on our behalf {it is a privilege, NOT a right}**/ have done. **WE ARE GIVEN THE DEBTS/ THEREFORE WE WILL EXERCISE OUR RIGHT TO PROOF, EVIDENCE, AND A FULL ACCOUNTING from those who work for us.**

{ ¶ 12 } 5. The elemental reference to life or death, represented in previous trials: is returned, to be given its right to be heard. The search for justice SHALL INCLUDE, the foundations that attack and threaten our lives in every sense of the word. Your SCIENCE, IS PROVEN for every tiny improvement to life/ GRAVE DISASTERS EXIST. **More than a destroyer of worlds: Your actions in support of this science, are a description of arrogance and pride beyond insane.** In the case of the national ignition facility; An absolute failure of fools, with less sense than a worm: describe their experiment to come as: Quote; this will produce a [BURST OF ENERGY], ***equivalent to a thousand times more than all the electrical energy used in this United States.*** A burst of energy is a bomb! And they are located in a suburb of San Francisco. That amount of energy is conceived of: IF they are right/ is the equivalent of several megatons of nuclear explosive. AND THEY KNOW IT. **The court will prove it has no jurisdiction here/ the judges will show cowardice or cause: for letting these people be killed, by throwing away the lawsuits that demand an accounting of life or death for the people.** These pitiful people intend to create the same fire that is on the sun, here on earth with their bomb. Yet we know that the fire on the sun is a nuclear or atomic fire: and we know everything on earth is based on atomic materials/ therefore everything here is, FUEL TO BURN. Can't control it/ can't put it out; the DEATH OF THIS WORLD.

Creating a biblical lake of fire/ being the embodiment of Satan himself: destroyer of worlds. Prove beyond any doubt this fire can be controlled/ can be put out/ can be dealt with by men: or you create HADES for yourself! **The court will prove they have no jurisdiction here: WHERE LIFE FOR THE PLANET HANGS IN THE BALANCE, and fools, the dead, and the diseased hold the key. Stop them now/ YOU have no choice, LIFE NEEDS THIS TO STOP, or prove beyond the slightest doubt nothing can go wrong: which is impossible. NO MORE GAMBLING, NOT WITH OUR LIVES, NOT WITH OUR PLANET, NOT WITH OUR NATION, NOT WITH OUR GENETICS; NONE OF IT. LIFE FIRST, and forever is this demand. OR, Prove BY LAW, that neither you or they, must obey!** This cannot be done Simple as that, and the court.

{ ¶ 13 } 7. REDRESS OF GRIEVANCES, **by LAW, under the first amendment,** THEN BEGINS WITH: The elemental need and right to change this government as is required for the protection of the people: THIS IS THEIR/ ***OUR CONSTITUTIONAL, GUARANTEED, INHERENT, AND PROVEN TRUTH. AS OWNERS a right that cannot be denied!*** As Inheritors of this right, by the blood that made it come true: this is OUR NATION, So says the constitution. Our nation means: we are the owners/ you are the employees of government

working for us, declaring by oath where it is important: that you will not deceive us, or work against us, but support our decisions for life. Thereby the need for change: as is shown to be necessary, & absolutely apparent and fundamental for the preservation of life on earth: shall begin in a courtroom of law. **YOU, the court: SHALL PROVE TO THE PEOPLE; THEY DO HAVE A LEGITIMATE RIGHT, TO CHANGE THEIR GOVERNMENT AS NEEDED! YOU WILL PROVE, THE COURT IS THEIR APPROPRIATE VENUE WHEN DISCUSSING TRUE CHANGE TO LAWS or TO VOTES, or AS NECESSARY: THE TRUTHS THAT GOVERN US ALL.** ***You will prove to the people, they can take control of their government/ when it is clear government has failed them miserably. And CAN make changes by themselves, through the understanding of rights: BECAUSE WE ARE THE OWNERS, OF THIS NATION.*** *THESE ARE LEGAL ISSUES OF CONTROL, AND THE FORMATION OF AN EDUCATED RIGHT BY THE PEOPLE. THEREFORE CRITICAL TRUTHS MUST BE IDENTIFIED AND UNDERSTOOD BY THE PEOPLE THEMSELVES. WHO BETTER THAN THIS COURT, TO DECLARE AND PROVE SUCH THINGS? Who better than the people themselves, to decide what the future shall be..*

{ ¶ 14 } dated November 7, 2008 US appeals case 08-3954

More simply: The judge says can't bring that here/ got no authority to hear this case. As explained , it is true: **that a trial demanding a tax revolt be declared for the people, through their own courtroom/ BECAUSE WE HAVE NOT RECEIVED WHAT WE PAID FOR AS CITIZENS! And now demands an accounting of this government, from their entire employee structure throughout this USA. Declaring truth, and revealing lies.**

{ ¶ 15 } The law when expressed as DUE PROCESS: can be heard as statement based upon law/ not attempts to discredit and disrupt the law itself. This is expected in any court, that the law shall be heard, not a judge or a rule, but the law itself. Only the decisions that exceed their own authority cannot be made: are a distinct part of due process. Wherein the people are made aware of the law, and acquainted with respect for fundamental disciplines as is required for symmetry and justice instead of disrespect for the people with simple lies as does this judge. It is the job of this court, as it is every court: to establish truth, and define law, thereby creating due process as the law itself intends. That requires the law to be given in defense of any order of the court/ not excuses and innuendo of trivial frivolous attempts to block access to the court. The judge plays with a complete disregard for life and law and due process: he is not allowed to ridicule, as has been done. A judge is required to participate with laws that are relevant and

true/ these are just shit in the sewer/ that is the courtroom of America. Respect, is not done in this courtroom/ therefore respect is not given. Therefore contempt is noticed, and proven by this chief judge in his own words: *federal courts are without power to entertain claims otherwise within their jurisdiction if they are so attenuated and unsubstantial as to be absolutely devoid of merit and again this judge states: the claim is wholly insubstantial and frivolous and again this judge claims Athis court finds that the documents filed are rambling and generally incomprehensible and, as noted previously, contain no discernable claim. 10/29/08 Michael P. McCuskey. Chief US district judge*

{ ¶ 16 } So let's review: I do not ask for people to believe a single statement above: ***I represent the reality of what media, military, financial news, and science have already declared. That we as a people/ as life on earth are threatened and facing extinction or horrific consequences, as described. THEREFORE I AS IS MY DUTY to this nation, REQUIRE AND DEMAND a courtroom to clarify and establish what is true about all these things Aas best we can/ as a nation & world.*** That we as a people & as life on earth shall NOT be found dead, without a single chance to make changes when it is too late to survive. As is true of all time: there comes a day when it is too late/ life is over. AND WITHOUT DOUBT, significant and real threats have already been identified: and

do threaten us with extermination. Nothing frivolous here! I CHOOSE, to participate in understanding/ before our lives are lost. Nothing unsubstantial here! Distinguished by the realities of life and death and loss on massive scales, the least of which is money: the judge decides doesn't belong in his courtroom. A true contempt for, and against the American people. Proven and real.

{ ¶ 17 } The elemental truth of this appeal, is as constructed: a message to the people of this land, that the law is more powerful, than any person who stands before it. The law rules over life/ life does not rule over law

{ ¶ 18 } **IN BRIEF**

US COURT OF APPEALS 7TH CIRCUIT,
RM 2722- 219 S. DEARBORN ST
CHICAGO IL, 60604
Www.ca7.uscourts.gov

JAMES FRANK OSTERBUR Appellant-plaintiff
vs.
UNITED STATES OF AMERICA, et al., appellees-defendant
CASE #08-3954

dated: 11/27/08

the above case is represented in full at

www.justtalking.info And consists of a demand for honesty, clarity, duty, obedience to constitutional law, enforcement of ownership rights and the first amendment legal redress of grievances clause AS ESTABLISHED and directed by the constitution of this United States. Among the basic trial constructions, demanding a resolution: wherein the people demand here: the whole truth, and nothing but the truth, you so swear: or face a maximum penalty of death. There is a fundamental right of knowledge, **called complete transparency in all federal debts/ and the debts of the state of IL:** every form of indenture that our employees have attached to us, the citizens who are expected to pay. **These are, ownership rights of WE THE PEOPLE, to know, what you have done to us.** AS A TRUE DEMOCRACY, we are the owners: those in public service are our employees; just as if it were any other business; only with more restrictions, oaths demanding duty, and with the responsibilities that affect us all. The realities of this day, in both state and federal governments are clearly: **did not do their job/ the evidence is absolute, the facts are in the media, and that our nation is at risk: is undeniable.** Therefore the first amendment redress of grievances is not only proper/ but intended and written for this very thing. At a level of absolute disgrace; only because the court, in its several levels have proven to disobey the law. And refused to honor any redress in support of WE THE PEOPLE:

in all previous attempts when set before the court, no duty, no honor, no respect, no acceptance of law; failure at every level both state and nation. **Now that the entire nation is at risk; the people must do for themselves.** But the court shall be used to establish the truth, and keep the liars away. THAT NOTHING BUT THE TRUTH, as best we can; shall be understood or accepted as useful and relevant to this day.

Due process is achieved in redress, as follows:

1. by discovering the lies that have plagued this nation, and stopping every one. Only the truth is allowed in government/ only reality as is consistent with the facts of life: is allowed to be expressed as truth. Where government is concerned. Life must never be a game again.
2. the removal of threats that could end our lives, created by science, business, industry, gluttony, ignorance, greed, or stupidity. Whatever they may be. NO GAMBLING with our lives, is a rule applied to the purpose and foundation, of the constitution of this United States.

3. **the removal of destruction: as in the material breach of contract by the elders & employees, who have chosen to make the children pay, their own debts. Creating the conclusion of fact: that the young may indeed face a dead future/ in poverty, without cause of their own.**
4. These leaders in greed, power, and pride have long chosen fantasy and delusion. Truth, is a

demand long ignored. The proof is FAILURE established by the expert who HAS INDEED decided for the people/ take a look, and be ashamed. Our reality threatens to become severe poverty, do to stupidity, disrespect, & ignorance of all things called value. The possibility of complete failure as a society and life on earth, IS OUR REALITY. Our government employees obviously having failed in all counts and purposes of life or peace/ honor or duty/ constitution or law.

5. the resolution of new and different ways to proceed as a nation that must choose for themselves. **Is fundamental to our survival/** as none can testify to the assumption this is OK. **Rather life in this UNITED STATES is going to change/** only the method and manner and choice of that change is in doubt. WE THE PEOPLE, shall now decide.

6. The end of all threats that could throw us into civil war, such as NO JUSTICE, for all the damage that has been done in the matter of money & the shredding of people's lives, by greed. Means there shall be an adjustment made in numbers, and the people who claim them as money for RESPECT, AND FAIR PLAY, as best we can.

7. The demand for discipline, respect, duty, honesty, courage, justice, fair play, equality, equity, and honor in every form of government regardless of its place in power. Is fundamental to truth, and it shall not be overlooked.

ANALYSIS

{¶ 19} THE COURT argues, that accountability

in government has nothing to do with the people/ they close the door and submit: the people pay taxes to us/ and have no say, beyond a vote saturated with propaganda. Have no rights or claim to ownership. Have no recourse in the law or the first amendment; beyond hiring lawyers, and submitting to their rule. The consequent claim: we the employees, are rulers, and next to god/ the people are without substance or claim, or rights: because the court fails. The constitutional mandate for a redress of grievances is irrelevant to the court/ and stands abandoned to the people; the court simply in place, to protect the greedy, powerful, and proud.

SHORT SUMMARY, BY ME

{¶ 20} THE CONSTITUION IS THE LAW/ THE FIRST AMENDMENT CONTROLS THE DISPENSING OF ALL LAW, JURISDICTION, AND CONTROLS ALL LEGAL DESCRIPTIONS ALLOWED BY THE COURT/ UNDER THIS AMENDMENT, AS IS DUE PROCESS.

The foundation of America, is built on respect/ there is no respect for the law within either of these courts, nor any other for this legal redress of grievances by the people. No law, no argument, only desertion of duty. IT IS a traitorous act, a foundation for treason, to destroy the guaranteed rights of the people to protect and defend themselves; against all enemies, including those employees who have neither wisdom, truth, nor reality by the evidence of their work, and

decision.

AND THIS is a basic part of both federal trials, and the failed appeal in IL state supreme court; being appealed in this day.

CONCLUSION

{ ¶ 21 } the demand, for first amendment redress of grievances is judged: "frivolous and incoherent", **by the court, and its judges throughout each of the various levels** . All argument establishing redress, **BY THE PEOPLE:** is discarded without law/ and the courtroom is used to ridicule the people, the law, and the constitution. **Frivolous and irrelevant argument is used to hide the facts of this case by the court/ these** arguments are made TO DENY ACCESS TO THE LAW UNDER THE FIRST AMENDMENT/ not protect the people, defend this nation, or adhere to personal oath. THE COURT DENIES DUE PROCESS/ because it denies access to the courtroom without relevant law, without law that addresses REDRESS under the first amendment. AND **ESTABLISHES DENIAL OF MY "equal protection under the law"/ from those who are most threatening, and changing my life, attacking my property, and changing my future:** ***the employees of both state and federal government.***

A rule of the court, IS NOT DUE PROCESS/ nor does it carry the weight or value of either law or constitution, or citizen. Thereby these rules are in fact treasonous, because they seek to overrule the law, the people and the constitution, by barricading the courtroom . the courtrooms both state and federal of this USA use their rules in defiance of the ninth amendment: "the rights enumerated in the constitution

shall not be construed to deny or disparage other rights retained by the people. These rights are, "so basic, and fundamental, and so deeply rooted in our society as to be truly essential rights".. The right to a courtroom, as a citizen of this USA, cannot be so disgraced, that a rule controls justice, truth, life, or fair play.

There is no contention with discipline, the need for order, or the intent to establish "fair play within the court". HOWEVER, the denial of a first amendment right, with the terms "frivolous, incoherent, without merit, etc": wherein the reality is/ LIAR. These judges each understood well, what every citizen can understand, **as a demand for redress of grievances under the first amendment.** Thereby these are each and every one "LIARS, in flagrant disregard and disrespect for the law, the people, the constitution, and the nation".

YOU, are not rulers/ YOU are employees of the people; citizens like any other, except for your oath, and position demanding critical and real protection of the people. YOU ARE SUBJECT TO THE LAW, not above it/ nor protected by the lies of immunity; for good behavior, a judge is protected. Nothing here, "is good behavior". Very little from past cases brought before various courts, represents justice or law for the people. The demand is change this now.

The employees of legislative government both state and federal have attacked my world, and my nation with greed, power, want, selfishness, hate, ridicule, desertion of
duty, stupidity, a long list of threats that can literally exterminate this world & our lives: and I/ we demand change.

The prosecutors for the people, those entrusted to establish compliance with the laws that do protect

the people, throughout and under the jurisdiction of the attorney general and various other entities have failed completely; falling in a pit, and allowing the nation to follow. Constitutional mandate is as its prelude demands/ read it; and understand, the need for change conceives of every door, and every employee, and every expectation throughout this nation. That is the state of your failure/ the need for redress that cannot be more important, in this day.

All legal trials, etc are held on or accessed through the web site www.justtalking.info , the earlier trials leading to this petition are found on the left margin of the site under state or federal trial links. New information is found at www.justtalking2.info

The purpose of this trial and this work, is to give the people an opportunity for legal redress/ that presents WE THE PEOPLE, as a reality and a foundation for their change. Change is absolutely necessary for survival.

The court will provide "female only attorneys" to represent the people/ because they do represent change, and that is the purpose through law, provided herein.